

AGENDA

Board of Supervisors Chambers
1055 Monterey Street
San Luis Obispo, CA



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Vice-Chairperson 3rd District
Lynn Compton, Chairperson, 4th District
Debbie Arnold, 5th District

Dan Buckshi, County Administrator

Tuesday, April 05, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL
PRESENTATIONS
PUBLIC COMMENT PERIOD
HEARINGS
BOARD BUSINESS
CLOSED SESSION
REPORT ON CLOSED SESSION
ADJOURNMENT

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Thirty-day update on current drought conditions and related management actions for the Board's review of the continuing need for the March 11, 2014 proclamation of local emergency pursuant to Government Code section 8630. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

2. Request to approve an engagement letter with Brown Armstrong CPAs for FY 2015-16 audit services. All Districts.
3. Submittal of a cash procedures and internal control review of the Public Works Department conducted on November 19, 2015. All Districts.
4. Submittal of a resolution delegating authority to the Auditor-Controller-Treasurer-Tax Collector to execute contracts with local public entities providing for a statutorily authorized administrative fee. All Districts.
5. Submittal of a cash and internal control review of Child Support Services conducted on February 3, 2016. All Districts.

Consent Agenda - Board of Supervisors Items:

6. Request to approve an agreement with the Avila Beach Advisory Council allocating \$2,000 from District Three Community Project Funds – Fund Center #106 to be used for expenses associated with upgrading the audio equipment used at monthly meetings. District 3.
7. Request to appoint Anthony R. Kalvans as the District 1 representative to Citizens Transportation Advisory Committee. All Districts.
8. Request to approve the reappointments of Phyllis Pascale and David W. Murrell to the San Miguel Cemetery District. District 1.

Consent Agenda - Central Services Items:

9. Request to approve a Lease with Harley Properties, LLC for the Health Agency, Behavioral Health Department, Mental Health Division for approximately 5,050 square feet of improved office space at 1350 East Grand Avenue in Arroyo Grande, for up to eight years. District 4.

Consent Agenda - Clerk-Recorder Items:

10. Request to declare the results of the March 8, 2016 Special Elections. Districts 1 and 5.

Consent Agenda - District Attorney Items:

11. Request to amend the fixed asset list for Fund Center 132 – District Attorney to reflect the purchase of replacement polygraph equipment totaling \$6,275. All Districts.

Consent Agenda - Farm Advisor Items:

12. Request to appoint Nick Etcheverry and reappoint Michael Dennis to the San Luis Obispo County Grazing Advisory Board. All Districts.

Consent Agenda - Health Agency Items:

13. Request to approve a FY 2015-16 (April 1-June 30) through FY 2016-17 renewal contract with Lucien Morin, Nurse Practitioner, at an hourly rate of \$60 to provide mental health services to drug and alcohol clients. All Districts.
14. Request to approve the First Amendment (Clerk's File) to increase the K. Dane Howalt, M.D. Contract by \$28,295 to a not to exceed amount of \$93,295 in FY 2015-16 and to \$161,150 for each fiscal year thereafter through FY 2018-19 to provide physician services to inmates at the County jail. All Districts.

Consent Agenda - Information Technology Items:

15. Request to approve a FY 2015-16 contract with Binary Tree, Inc., in an amount not to exceed \$77,875, to implement additional security controls and complete the Countywide email migration for the Microsoft Office 365 project; and to authorize a budget adjustment in the amount of \$217,360 from the Automation Replacement Designation to the Countywide Automation Fund – FC 266 to provide additional funding for the Microsoft Office 365 project. All Districts.

Consent Agenda - Parks & Recreation Items:

16. Request to authorize a budget adjustment in the amount of \$550,996, from unanticipated revenue (Avila Beach Restoration Trust Grant Funds), administered through the California Department of Fish and Wildlife, Office of Spill Prevention and Response, and the National Fish and Wildlife Foundation to the "Avila-Bob Jones Trail Extension-Ontario Road" project. District 3.
17. Submittal of a resolution of support for the designation of the Piedras Blancas Outstanding Natural Area as a unit of the California Coastal National Monument. District 2.

Consent Agenda - Public Works Items:

18. Submittal of bid opening report for the Buckley Road Two Way Left Turn Lane Project in San Luis Obispo to award the subject contract to R. Burke Corporation, the lowest responsive, responsible bidder, in the amount of \$534,706. District 3.
19. Submittal of bid opening report for 2015-16 Surface Treatment, Various County Roads, San Luis Obispo County, to award the subject contract to VSS International, the lowest responsive, responsible bidder, in the amount of \$1,685,006; approve and execute an agreement for professional engineering services with Filippin Engineering, Inc. in the amount of \$204,886 for construction management services; and authorize a corresponding budget adjustment for a total amount of \$349,900 to increase the appropriation and associated funding. Districts 1, 4 and 5.

20. Submittal of bid opening report for 2015-16 Chip Seal, Various County Roads, San Luis Obispo County, to award the subject contract to Northwest Paving, Inc. the lowest responsive, responsible bidder, in the amount of \$925,935; approve an agreement for professional engineering services with Wallace Group in the amount of \$153,056 for construction management services; and authorize a corresponding budget adjustment for a total amount of \$1,290,770 to increase the appropriation. Districts 1, 4 and 5.
21. Request to 1) ratify Public Works' approval of Contract Change Order No. 8, supplement 1 and 2, and Contract Change Order No. 9 to the Agreement with John Madonna Construction Co., in the amount of \$39,001, for the Oak Woodland Habitat Mitigation for the Willow Road Extension and Highway 101 Interchange Project; 2) approve Contract Change Order No. 10 in the amount of \$39,593; and 3) approve an additional \$50,000 for the construction contingency budget for the Oak Woodland Habitat Mitigation for the Willow Road Extension and Highway 101 Interchange Project. District 4.
22. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of the River Road Widening Project in San Miguel; request approval of Contract Change Order No. 4, in the amount of \$15,704; and authorize a corresponding budget adjustment for a total amount of \$158,583 to increase the appropriation and associated funding. District 1.
23. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of the FY 2015-2016 Asphalt Overlay Various Roads, Nipomo. District 4.
24. Submittal of a resolution authorizing execution of notice of completion and acceptance for Tree Removal for Widening of Price Canyon Road between Ormonde Road and Hwy 227, San Luis Obispo County and request authorization to approve Contract Change Order No. 2, in the amount of \$7,241. District 3.
25. Request to approve Amendment No. 3 to the agreement for professional engineering services with Cannon dated September 9, 2014 in the amount of \$2,400 to provide construction support services for the County Service Area (CSA) 23/Atascadero Mutual Water Company (AMWC) /Garden Farms Community Water District (CWD) Emergency Intertie Project. District 5

Consent Agenda - Public Works Sitting as Flood Control District:

26. Request to: 1) adopt a resolution authorizing execution of notice of completion and acceptance for the construction of County Service Area (CSA) 23 / Atascadero Mutual Water Company (AMWC) / Garden Farms Community Water District (CWD), Emergency Intertie Project; and 2) approve Construction Contract Change Order No. 3, in the amount of \$122,286, and direct Public Works Director to process; and 3) approve and execute the attached Amendment No. 2 to the agreement for professional engineering services with HDR Engineering, Inc. dated May 5, 2015 in the amount of \$9,600.00 to provide construction management services. District 5.

Consent Agenda - Social Services Items:

27. Request to approve a sole source FY 2015-16 new service contract (Clerk's File) for Workforce Innovation and Opportunity Act (WIOA) Youth Services with Eckerd Youth Alternatives, Inc. (Eckerd), in the amount of \$295,116.02. All Districts.
28. Request to approve three appointments to the Workforce Development Board. All Districts.

Presentations:

29. Submittal of a resolution proclaiming April as the "Month of the Child" and "Child Abuse Prevention Month" and April 9, 2016 as "Day of the Child" in San Luis Obispo County. All Districts.
30. Submittal of a resolution by the Sheriff-Coroner to proclaim the week of April 10 through April 16, 2016 "San Luis Obispo County National Public Safety Telecommunicators Week." All Districts.
31. Submittal of a resolution requesting the Board proclaim the month of April 2016 "San Luis Obispo County Crime Victims' Rights Month." All Districts.

Public Comment Period:

32. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Hearings:

33. Hearing to consider a resolution waiving permit processing fees for the Land Conservancy of San Luis Obispo County associated with the construction of two parking areas, restroom and picnic facilities, an ADA accessible trail and multi-use trails to accommodate visitors to the 880 acre Pismo Preserve conservation area located on the east side of Mattie Road, adjacent to the City of Pismo Beach. District 3.

Board Business:

34. Request from the District Attorney to accept a California DOJ Privacy and Piracy Fund grant award in the amount of \$68,358.71 on behalf of Cal Poly as partial funding for the creation of a Cyber Training Complex at Camp San Luis Obispo. All Districts.

Closed Session Items:

35. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed

session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.;

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (4) San Luis Obispo Government Attorney's Union (SLOGAU); (5) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (6) Deputy County Counsel's Association (DCCA); (7) Sheriffs' Management; (8) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (9) Deputy Sheriff's Association (DSA); (10) District Attorney Investigators' Association (DAIA); (11) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (12) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (13) Unrepresented Management and Confidential Employees; and (14) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

REPORT ON CLOSED SESSION

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative

Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of March 24, 2016

San Luis Obispo Area

David Salmon for a Minor Use Permit. A request to allow for the construction of a 6,170 square-foot (sf) single family residence with an attached 1,114 sf garage and a 176 sf storage space. The project includes an approximately 175 foot long driveway from Paseo de Caballo to the site. The site is in the San Luis Obispo Sub-area (north) of the San Luis Obispo Planning Area. The project is located on the west side of Paseo de Caballo, approximately 1,500 feet southwest of Highway 1, approximately 400 ft. north of the community of San Luis Obispo. ED15-022 (DRC2015-00003)

Templeton Area

Christopher Ferrara for a Minor Use Permit. A request to allow the phased construction of a winery facility with public tasting room. At build-out the winery facility would total 10,331 square-feet (sf). Wine production is estimated at 15,000 cases per year. The applicant also requests a setback modification (LUO Section 22.30.070.D.2.d.1) to allow a setback of less than 200 feet for the tasting room during Phase I and Phase II. The project will result in the disturbance of approximately 1.47 acres on a 30 acre parcel. The proposed project is within the Agricultural land use category. The proposed project is located on the west side of Templeton Road (at 1875 Templeton Road), adjacent to the City of Atascadero and approximately 0.5 miles southeast of the community of Templeton. The site is in the El Pomar-Estrella sub area of the North County planning area. ED15-181 (DRC2015-00069)